

RESOLUTION NO. 2011-107

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH ADOPTING A NEGATIVE DECLARATION AND ADOPTING THE 2008-2014 HOUSING ELEMENT UPDATE OF THE GENERAL PLAN (PA2008-078)

THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH HEREBY FINDS AS FOLLOWS:

SECTION 1. STATEMENT OF FACTS.

1. Section 65580 of the California Government Code finds and declares that the availability of housing is of vital statewide importance and that early attainment of decent housing and a suitable living environment for every California family is a priority of the highest order.
2. The Housing Element is mandated by Sections 65580 to 65589 of the Government Code. State Housing Element law requires that each city and county identify and analyze existing and projected housing needs within their jurisdiction and prepare goals, policies, and program, and quantified objectives to further the development, improvement, and preservation of housing.
3. The Housing Element is one of the mandatory elements of the General Plan, and State law requires it to be updated periodically.
4. In preparation of the 2008-2014 Housing Element, staff held two (2) public workshops on March 31, 2008. An additional public workshop was held on June 11, 2008.
5. A public hearing was held by the Planning Commission on June 19, 2008, in the City Hall Council Chambers, 3300 Newport Boulevard, Newport Beach, California. A notice of time, place, and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the Planning Commission at this meeting. The Planning Commission recommended approval of the initial draft of the 2008-2014 Housing Element to the City Council.
6. A public hearing was held by the City Council on August 12, 2008, in the City Hall Council Chambers, 3300 Newport Boulevard, Newport Beach, California. A notice of time, place, and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the City Council at this meeting. The City Council authorized the City staff to submit the initial draft of the 2008-2014 Housing Element to the State Department of Housing and Community Development (HCD).
7. On August 22, 2008, the first draft of the 2008-2014 Housing Element was submitted to HCD for review. On October 24, 2008, HCD issued a letter requesting additional information, analysis, and revisions.

8. On September 1, 2010, the second draft of the 2008-2014 Housing Element was submitted to HCD for review and rescinded November 3, 2010, to provide staff additional time to work with HCD on revisions.
9. On February 11, 2011, the third draft of the 2008-2014 Housing Element was submitted to HCD for review. On April 15, 2011, HCD issued a letter requesting additional information, analysis, and revisions.
10. On August 9, 2011, the fourth draft of the 2008-2014 Housing Element was submitted to HCD for review. On September 12, 2011, HCD issued a letter finding that the revised draft of the 2008-2014 Housing Element meets the statutory requirements of State law.
11. A public hearing was held by the Planning Commission on November 3, 2011, in the City Hall Council Chambers, 3300 Newport Boulevard, Newport Beach, California. A notice of time, place, and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the Planning Commission at this meeting. The Planning Commission recommended approval of the revised draft of the 2008-2014 Housing Element to the City Council.
12. A public hearing was held by the City Council on November 22, 2011, in the City Hall Council Chambers, 3300 Newport Boulevard, Newport Beach, California. A notice of time, place, and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the City Council at this meeting

SECTION 2. CALIFORNIA ENVIRONMENTAL QUALITY ACT DETERMINATION.

1. An Initial Study and Negative Declaration have been prepared in compliance with the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and City Council Policy K-3.
2. The draft Negative Declaration was circulated for a 30-day comment period beginning on September 30, 2011, and ending on October 31, 2011. The contents of the environmental document and comments on the document were considered by the Planning Commission in its review of the proposed project.
3. On the basis of the entire environmental review record, the proposed project, will have a less than significant impact upon the environment and there are no known substantial adverse affects on human beings that would be caused. Additionally, there are no long-term environmental goals that would be compromised by the project, nor cumulative impacts anticipated in connection with the project.

SECTION 3. DECISION.

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council of the City of Newport Beach does hereby find, on the basis of the whole record, that there is no substantial evidence that the project will have a significant effect on the environment and that the Negative Declaration reflects the City Council's independent judgment and analysis. The City Council hereby adopts the Negative Declaration. The document and all material, which constitute the record upon which this decision was based, are on file with the Planning Department, City Hall, 3300 Newport Boulevard, Newport Beach, California.
2. The City Council of the City of Newport Beach does hereby approve General Plan Amendment No. GP2008-003 adopting the 2008-2014 Housing Element, consistent with the Draft 2008-2014 Housing Element that was approved by HCD, and directs staff to transmit the adopted Housing Element to HCD for final certification.
3. This resolution was approved, passed and adopted at a regular meeting of the City Council of the City of Newport Beach, held on the 22nd day of November, 2011.



MAYOR

ATTEST:



CITY CLERK



STATE OF CALIFORNIA }
COUNTY OF ORANGE }
CITY OF NEWPORT BEACH } ss.

I, Leilani I. Brown, City Clerk of the City of Newport Beach, California, do hereby certify that the whole number of members of the City Council is seven; that the foregoing resolution, being Resolution No. 2011-107 was duly and regularly introduced before and adopted by the City Council of said City at a regular meeting of said Council, duly and regularly held on the 22nd day of November, 2011, and that the same was so passed and adopted by the following vote, to wit:

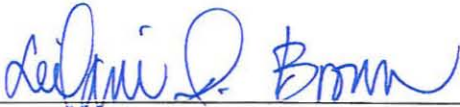
Ayes: Hill, Rosansky, Gardner, Selich, Curry, Daigle, Mayor Henn

Noes: None

Absent: None

Abstain: None

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of said City this 23rd day of November, 2011.



City Clerk
Newport Beach, California

